

TERRY GODDARD
Attorney General
Firm Bar No. 14000

THEODORE CAMPAGNOLO
State Bar No. 017167
Assistant Attorney General
1275 West Washington Street
Phoenix, Arizona 85007-2926
Telephone 602-542-3881
crm@azag.gov

Attorneys for Plaintiff

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA**

STATE OF ARIZONA,

Plaintiff,

v.

**NICHOLAS TORONTO (001), and
MATTHEW DAVID LANDAVAZO (002),**

Defendants.

Case No:

60 SGJ 92

INDICTMENT

CHARGING VIOLATIONS OF:

**COUNT 1 (001), (002):
FRAUDULENT SCHEMES AND
ARTIFICES**, a Class 2 Felony, in
violation of A.R.S. § 13-2310

**COUNT 2 (001):
ILLEGALLY CONDUCTING AN
ENTERPRISE**, a Class 3 Felony, in
violation of A.R.S. § 13-2312

**COUNT 3 (001), (002):
MONEY LAUNDERING**, a Class 3
Felony, in violation of A.R.S. § 13-
2317

**COUNTS 4 and 5 (001) :
SMUGGLING OF HUMAN
BEINGS**: Class 4 Felonies, in violation
of A.R.S. § 13-2319
**COUNTS 6 and 7 (002) :
SMUGGLING OF HUMAN**

BEINGS: Class 4 Felonies, in violation of A.R.S. § 13-2319

**COUNT 8 (002):
ILLEGALLY CONDUCTING AN
ENTERPRISE,** a Class 3 Felony, in violation of A.R.S. § 13-2312

The Arizona State Grand Jury accuses **NICHOLAS TORONTO and MATTHEW DAVID LANDAVAZO**, charging on this **19th day of March, 2007**, that in or from Maricopa County, Arizona:

COUNT 1

(FRAUDULENT SCHEMES AND ARTIFICES)

On or between October 1, 2006 and November 30, 2006, defendants **NICHOLAS TORONTO and MATTHEW DAVID LANDAVAZO**, pursuant to a scheme or artifice to defraud, knowingly obtained a benefit by means of false or fraudulent pretenses, representations, promises or material omissions, by receiving United States Currency for the obtaining of airline tickets for the purpose of smuggling of human beings, in violation of A.R.S. §§13-2310, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 2

(ILLEGALLY CONDUCTING AN ENTERPRISE)

On or between October 1, 2006 and November 30, 2006, defendant **NICHOLAS TORONTO** knowingly was employed by or associated with an enterprise and conducted such enterprise's affairs through racketeering or participated directly or indirectly in the conduct of any enterprise that the person knew was being conducted through

racketeering, to-wit, Toronto Travel, in violation of A.R.S. §§13-2312, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

The racketeering included smuggling of human beings, fraudulent schemes and artifices and money laundering, as more particularly described in the other counts of this Indictment, which the Grand Jury hereby alleges and incorporates by reference.

COUNT 3

(MONEY LAUNDERING)

On or between October 1, 2006 and November 30, 2006, defendants **NICHOLAS TORONTO** and **MATTHEW DAVID LANDAVAZO** acquired, maintained an interest in, transacted, transferred, transported, received or concealed the existence or nature of racketeering proceeds knowing or having reason to know that they were the proceeds of an offense, in violation of A.R.S. §§13-2317 (B)(1), 13-2301, 13-301, 13-302, 13-303, 13-304, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

The racketeering included smuggling of human beings, fraudulent schemes and artifices and illegally conducting an enterprise, as more particularly described in the other counts of this Indictment, which the Grand Jury hereby alleges and incorporated by reference.

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COUNT 4

(SMUGGLING OF HUMAN BEINGS)

On or about November 2, 2006, defendant **NICHOLAS TORONTO** intentionally engaged in the transportation or procurement of transportation of persons he knew or had reason to know were not United States citizens, permanent resident aliens or persons otherwise lawfully in this state, and did so for profit, in violation of A.R.S. §§13-2319, 13-2301, 13-301, 13-302, 13-303, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 5

(SMUGGLING OF HUMAN BEINGS)

On or about November 8, 2006, defendant **NICHOLAS TORONTO** intentionally engaged in the transportation or procurement of transportation of persons he knew or had reason to know were not United States citizens, permanent resident aliens or persons otherwise lawfully in this state, and did so for profit, in violation of A.R.S. §§13-2319, 13-2301, 13-301, 13-302, 13-303, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 6

(SMUGGLING OF HUMAN BEINGS)

On or about October 30, 2006 defendant **MATTHEW DAVID LANDAVAZO** intentionally engaged in the transportation or procurement of transportation of persons he knew or had reason to know were not United States citizens, permanent resident aliens or persons otherwise lawfully in this state, and did so for profit, in violation of A.R.S. §§13-2319, 13-2301, 13-301, 13-302, 13-303, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 7

(SMUGGLING OF HUMAN BEINGS)

On or about November 2, 2006 defendant **MATTHEW DAVID LANDAVAZO** intentionally engaged in the transportation or procurement of transportation of persons he knew or had reason to know were not United States citizens, permanent resident aliens or persons otherwise lawfully in this state, and did so for profit, in violation of A.R.S. §§13-2319, 13-2301, 13-301, 13-302, 13-303, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

COUNT 8

(ILLEGALLY CONDUCTING AN ENTERPRISE)

On or between October 30, 2006 and November 2, 2006, defendant **MATTHEW DAVID LANDAVAZO** knowingly was employed by or associated with an enterprise and conducted such enterprise's affairs through racketeering or participated directly or indirectly in the conduct of any enterprise that the person knew was being conducted through racketeering, to-wit, Toronto Travel, in violation of A.R.S. §§13-2312, 13-2301, 13-301, 13-302, 13-303, 13-304, 13-610, 13-701, 13-702, 13-702.01 and 13-801.

The racketeering included smuggling of human beings, fraudulent schemes and artifices and money laundering, as more particularly described in the other counts of this Indictment, which the Grand Jury hereby alleges and incorporates by reference.

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Pursuant to A.R.S. § 21-425, the State Grand Jurors find that the offenses described above were committed in Maricopa County, Arizona.

(A "True Bill")

TERRY GODDARD
ATTORNEY GENERAL
STATE OF ARIZONA

Dated: _____

THEODORE CAMPAGNOLO
Assistant Attorney General

Foreperson of the State Grand Jury